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10 Attorneys for Plaintiff
11 United States of America

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13 IN THE UNITED STATES DISTRICT COURT
14 EASTERN DISTRICT OF CALIFORNIA

15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 v.

18 DAWANE ARTHUR MALLETT,

19 Defendant.

20 CASE NO. 2:02-CR-00416-TLN-AC

21 STIPULATION REGARDING SCHEDULE
22 FOR DEFENDANT'S MOTION FOR SENTENCE
23 REDUCTION UNDER 18 U.S.C. § 3582(c)(1)(A);
24 [PROPOSED] ORDER

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28 **STIPULATION**

29 Plaintiff United States of America (the "government"), by and through its counsel of record, and
30 the defendant, by and through his counsel of record, hereby stipulate as follows:

31 1. The defendant filed a motion to vacate sentence pursuant to 28 U.S.C. § 2255 on
32 September 6, 2022. ECF 413. The government's response is currently due October 6, 2022. ECF 412.

33 2. Counsel for the government requests additional time to obtain relevant records and draft
34 the government's response to the defendant's motion. The defendant does not oppose the government's
35 request.

36 3. Accordingly, by this stipulation, the parties jointly request that the Court set the briefing
37 schedule on the defendant's motion as follows:

38 a) The government's response to the defendant's motion to be filed on or before

1 December 5, 2022;

2 b) The defendant's traverse to be filed 30-days after the government's files its
3 response.

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5 IT IS SO STIPULATED.

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7 Dated: October 3, 2022

PHILLIP A. TALBERT
United States Attorney

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9 /s/ ROBERT C. ABENDROTH
10 ROBERT C. ABENDROTH
Assistant United States Attorney

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12 Dated: October 3, 2022

13 /s/ ERIN J. RADEKIN
14 ERIN J. RADEKIN
Counsel for Defendant
DAWANE ARTHUR MALLETT

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16 **[PROPOSED] ORDER**

17 Based upon the stipulation and representations of the parties, the Court adopts the following as a
18 revised briefing schedule regarding the defendant's motion for sentence reduction:

19 a) The government's response to the defendant's motion, ECF 413, is due on or before
20 December 5, 2022;
21 b) The defendant's traverse, if any, is due 30-days after the government files its response.

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23 IT IS SO FOUND AND ORDERED this 3rd day of October 2022.

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ALLISON CLAIRE
26 UNITED STATES MAGISTRATE JUDGE
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